

March 24, 1976

CLERK: 11 ayes, 19 ayes.

PRESIDENT: Motion fails. Would you like to close debate on your amendment, Senator ?

SENATOR SCHMIT: Well Mr. President and members of the legislature, very briefly. I apologize for taking as much time because I don't think the situation merits that amount of time. The committee has spent 100's of thousands hours on the bill. I respect Senator Mills opinion, he's knowledgeable in the area, he's concerned and he has legitimate concern. But I want to point out the reason why I voted against his amendment. First of all, the Federal law specifically forbids, specifically forbids, the examination of a private applicator. The reason they did so was because they admitted before our committee the Federal law is a political bill. They knew they didn't have the guts, the plain intestinal fortitude to come out here and require that because they knew there would be 535 retired members of Congress if they did that. Because, as has been pointed out by Senator Maresh, if a homeowner wanted to buy a restricted chemical and it's only a restricted chemical, you'd have to take the examination. Now these are tough things to answer, you see, but the point that I want to make is this, this bill we have here, this bill is a solution to the problem that develops when new chemicals are introduced. It makes farmers or ranchers, everyone who wants to be made aware of the potential hazards and benefits of chemicals. We have had training programs at the University of Nebraska since the 40's in the use of chemicals. This is nothing new. The question was asked, would we have come up with a bill? I suppose the Extension Department would have proposed some addition to this. They are doing it now. They have cooperated for years with the commercial applicator and have done a good job. This further extends that same kind of training. I think we've all made up our minds. I think we recognize it's a reasonable approach to solve a problem which may or may not exist. We do not feel the problem is as gross as some people think it is but I think that the bill is a reasonable approach. I say let's adopt the amendment and advance the bill.

PRESIDENT: The question before us is the adoption of Senator Schmit's amendment. Record your vote. Record.

CLERK: 28 ayes, 0 nays, Mr. President.

PRESIDENT: The amendment is adopted. Senator Schmit.

SENATOR SCHMIT: I believe we have discussed it thoroughly. I move the bill be advanced to E & R final.

PRESIDENT: You have heard the motion. Before we have debate on that, I would like to introduce 26 Juniors and Seniors, a Business Law Class from Norris High School here in Lancaster County from Senator Warner's district. Thank you all for coming. Senator Mills, the question before us is the advancement of the bill.

SENATOR MILLS: Mr. President, I have an amendment. May I address the amendment? I've seen the error in my ways.